

Introduced by Senator Kehoe

February 18, 2010

An act to add Section 4158 to the Food and Agricultural Code, relating to agriculture.

LEGISLATIVE COUNSEL'S DIGEST

SB 1177, as introduced, Kehoe. Agriculture: 22nd District Agricultural Association: greenway zone.

Existing law provides that the state is divided into agricultural districts in which 50 or more persons, who are residents of a district, may form a district agricultural association for the purpose of holding fairs for exhibiting all of the industries and industrial enterprises, resources, and products of the state and constructing, maintaining, and operating recreational and cultural facilities.

This bill would require the 22nd District Agricultural Association (district) to develop, manage, and maintain a minimum 100-foot wide greenway zone at a specified location for the purpose of protecting, enhancing, and restoring the overall environmental quality of the San Dieguito River and adjacent wetlands. The district also would be required to develop, manage, and maintain a public access trail, as specified, in or along the greenway zone. The district would be required to submit its plan for implementation of the greenway zone and public access trail to the Department of Fish and Game and the Department of Parks and Recreation, for review and recommendations, by July 1, 2011. The district would be required to apply the Department of Fish and Game's and the Department of Parks and Recreation's recommendations into the plan and apply for all necessary permits by January 1, 2012, and complete construction of the greenway zone by January 1, 2014.

The bill would require the greenway zone be permanently dedicated to the use and enjoyment of the public, so that if the district ceases to exist or sells the property, the greenway and public access trail remain.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 4158 is added to the Food and
2 Agricultural Code, to read:

3 4158. (a) The 22nd District Agricultural Association shall
4 develop, manage, and maintain a minimum 100-foot wide
5 greenway zone along the north bank of the San Dieguito River
6 from Interstate 5 to the Burlington Northern Santa Fe Railroad
7 right-of-way for the purpose of protecting, enhancing, and restoring
8 the overall environmental quality of the San Dieguito River and
9 adjacent wetlands. The greenway zone shall be planted and
10 maintained with native vegetation consistent with its purpose.

11 (b) The district shall develop, manage, and maintain a public
12 access trail in the greenway zone in a manner that is consistent
13 with the purpose of subdivision (a). The recreational trail shall be
14 situated and constructed so as to provide safe and convenient means
15 for persons, including bicyclists and hikers, to travel in the
16 greenway. The recreational trail shall be designed in consultation
17 with the Department of Fish and Game and the Department of
18 Parks and Recreation.

19 (c) The district shall submit its plan for implementation of
20 subdivisions (a) and (b) to the Department of Fish and Game and
21 the Department of Parks and Recreation, prior to July 1, 2011. The
22 Department of Fish and Game and the Department of Parks and
23 Recreation shall review the plan and submit recommendations, if
24 any, to the district prior to January 1, 2012. The district shall apply
25 the Department of Fish and Game's and Department of Parks and
26 Recreation's recommendations into the plan and apply for all
27 necessary permits by January 1, 2012. The district shall complete
28 the construction of the greenway zone by January 1, 2014.

29 (d) At no time shall the area of the greenway zone be used for
30 development or parking.

31 (e) The greenway zone shall be permanently dedicated to the
32 use and enjoyment of the public, so that if the 22nd District

- 1 Agricultural Association ceases to exist or sells the property, the
- 2 greenway and public access trail shall remain.

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